IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

TUESDAY, THE TWENTY SIXTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT:

THE HON'BLE SRI JUSTICE B. SUDERSHAN REDDY

AND

THE HON'BLE SRI JUSTICE C.V. RAMULU

WRIT APPEAL No.921 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 23-03-2005 in W.P. No.5702 of 2005 on the file of the High Court.)

Between:

Shali Sab, S/o. Late Bade Miah,
aged about 80 years, agriculturist,

R/o. Panchalingala Village and Mandal,

Kurnool District.

..... APPELLANT

AND

1) The District Collector,

Kurnool District, Kurnool.

2) The Revenue Divisional Officer,

Adoni, Kurnool District.

3) The Mandal Revenue Officer,

Gonegandla, Gonegandla Post and Mandal,

Kurnool District.

4) Mohd. Omar Sab, S/o. Late Reddy Khader Sab,
Kadivella Village, Yemmigannur Mandal,

Kurnool District.

5) M. Chand Basha

(Respondents 1, 2 & 5 are not necessary

parties to this appeal)

.....RESPONDENTS

Counsel for the Appellant: Sri. Mohd. Ghulam Rasool

Counsel for Respondent No.3: G.P. for Revenue

Counsel for Respondent No.4: -

The Court at the admission stage made the following :

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JUDGMENT:(Per Hon'ble Sri Justice B. Sudershan Reddy)

Learned single Judge, in our considered opinion, has taken a very lenient and compassionate view and accordingly granted liberty to the appellants herein to invoke the jurisdiction of the revisional authority under Section 9 of the A.P. Rights in Land and Pattadar Pass Books Act, 1971.

We are not inclined to interfere with such discretionary order as the one under appeal.

The Writ Appeal fails and shall accordingly stand dismissed without any order as to costs.

However, it is needless to observe that if the appellants avail any such remedy, the same may have to be decided on its own merits uninfluenced by the observations, if any, made in the order passed by the learned single Judge as well as in this order.

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B. SUDERSHAN REDDY, J

Date:26-04-2005.

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C.V. RAMULU, J

PV

To

1) The District Collector,

Kurnool District, Kurnool.

2) The Revenue Divisional Officer,

Adoni, Kurnool District.

3) The Mandal Revenue Officer,

Gonegandla, Gonegandla Post and Mandal,

Kurnool District.

4) Two C.Cs. to G.P. for Revenue, High Court of A.P.,

Hyderabad (O.U.T.)

5) Two C.D. copies.